

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: William C. Bullard
Serial No. 09/276,207
Filed: 03/25/1999
For: **CAPTURING QUALITY OF SERVICE**

Examiner: Akers, Geoffrey
Art Unit: 3624

Commissioner for Patents
Washington, D.C. 20231

Official
FAX RECEIVED

FEB 06 2003

Sir:

RESPONSE TO THE OFFICE ACTION MAILED 06 NOVEMBER 2002

GROUP 3600

In response to the office action mailed 06 November 2002, Applicant offers the following remarks. Applicant has added an independent claim not previously paid for and includes a credit card payment form in the amount of \$84.00 for this additional independent claim. If any additional fees are required in association with this response, the Director is hereby authorized to charge them to Deposit Account 50-1732, and consider this a petition therefor.

In the claims:

Please add new claim 21 as follows:

--21. A method of billing a subscriber, comprising:
accepting a contract with the subscriber to provide a networking transmission service having a first characteristic;
providing the subscriber with provided networking transmission service;
observing at the network that the provided networking transmission service to the subscriber has a second characteristic; and
billing the subscriber for the networking transmission service having the second characteristic rather than for the service having the first characteristic.--.

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